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CF 100/ (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)

WRIT PETITION NO. 3074 OF 2004

Single Bench

BETWEEN

Smt. Ratio Bhagat W/o Shri C.R. Bhagat, aged about 40 years,
Working as Assistant Teacher, Primary School Pilkhā, Block
and District Jashpur (CG).

PETITIONER

A N D

1. The State of Chhattisgarh, through the Secretary
Department of School Education, Mantralay, D.K.S.
Building, Raipur (CG).
2. The Director,
Public Instructions, Chhattisgarh, Raipur.
3. collector, Jashpur (CG).
4. District Education Officer, Jashpur (CG).
5. Assistant Commissioner, Tribal Development,
Jashpur District Jashpur (CG).

RESPONDENTS

3084/04
by Shri H.C.S. Dule
3-9-24

WRIT PETITION UNDER ARTICLES 226/227 OF THE
CONSTITUTION OF INDIA

आदेश पत्रक

मामला क्रमांक

wp 3074/04 सन 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	20.09.2004 On a mention being made, the case is taken up. Shri H.S. Patel, Counsel for the petitioner. State by Shri Satish Gupta, Panel Lawyer. Application (I.A. 6562/04) for urgent hearing is allowed. Heard. Learned counsel submits that the petitioner has been transferred from Primary School Block Jashpur to Primary School Peruwaara. He further submits that petitioner's husband is also working as Upper Division Teacher in Middle School Rangola, as such, the petitioner's transfer is against the transfer Policy. Counsel for the parties submit that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law. Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall consider sympathetically and decide the same on its own merits as early as possible preferably within six weeks from the date of receipt of the representation. It is made clear that if any grievance still remains, the petitioners may avail the remedy available under the law. Meanwhile, in view of the facts and circumstances of the case, no punitive action will be taken till consideration of the representation. With the aforesaid observations, this petition stands disposed of. Consequently, M.W.P.2683/04 also stands disposed of. Certified copy as per rules.	

Sd/-
Fakhruddin
Judge

[पीछे देखिये]